

Hon. John C. Coughenour

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

ESTHER HOFFMAN; SARAH
DOUGLASS; ANTHONY KIM; and IL KIM;
and DARIA KIM, on behalf of themselves
and on behalf of others similarly situated,

Plaintiffs,

vs.

TRANSWORLD SYSTEMS
INCORPORATION; PATENAUDE AND
FELIX, A.P.A.; MATTHEW CHEUNG, and
the marital community comprised of
MATTHEW CHEUNG and JANE DOE
CHEUNG; and DOES ONE THROUGH
TEN,

Defendants.

No. 2:18 cv 1132-JCC

DECLARATION OF MARC
ROSENBERG ATTACHING
DOCUMENTS FOR JUDICIAL NOTICE

Marc Rosenberg declares and states as follows:

1. I am an attorney of defendants Patenaude & Felix, APC and Matthew Cheung in the above-captioned matter. I am competent to testify and do so from personal knowledge.

2. Pursuant to Fed. R. Evid. 201, I am requesting judicial notice of the following documents attached to the Declaration of Marc Rosenberg, which documents are on file in the underlying collection actions brought by National Collegiate Student Loan Trust ("NCSLT").

DECLARATION OF MARC ROSENBERG
ATTACHING DOCUMENTS FOR JUDICIAL NOTICE

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P.S., Inc. · Pacific Northwest Law Offices

1800 One Convention Place · 701 Pike Street · Seattle · WA · 98101-3929
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1 **1. Snohomish County Superior Court, cause no. 16-2-15162-31**

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Ex. #	State Docket #	Filing Date	Document Description
1			Docket for <i>NCSLT 2004-2 v. Esther Hoffman</i> , Snohomish County Superior Court, cause no. 16-2-15162-31.
2	2	06/08/16	Complaint for Monies Due
3	4	06/08/16	Declaration of Service
4	8	08/25/16	Affidavit and Verification of Account
5	9	08/25/16	Notice of Intent to Apply for Order of Default
6	10	08/25/16	Motion and Declaration for Default and Judgment
7	11	08/25/16	Order of Default and Default Judgment
8	15	01/20/17	Notice of Appearance

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14 **2. King County Superior Court, cause no. 17-2-10605-4-KNT**

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Ex. #	State Docket #	Filing Date	Document Description
9			Docket for <i>NCSLT 2006-3 v. Sarah K. Douglass</i> , King County Superior Court, cause no. 17-2-10605-4-KNT.
10	1	04/24/17	Complaint for Monies Due
11	5	04/25/17	Declaration of Service
12	7	04/25/17	Motion and Declaration for Default and Judgment
13	7	04/25/17	Affidavit and Verification of Account
14	8	04/25/17	Order of Default and Default Judgment
15	10	07/13/17	Notice of Appearance
16	14	10/19/17	Motion to Set Aside Default
17	15	10/19/17	Declaration of Sarah K. Douglass

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18	23	11/01/17	Declaration of Marco Ruisla
19	24	11/01/17	Response to Motion for Default
20	36	11/17/17	Order Vacating Default Judgment
21	38	03/20/17	Motion to Dismiss
22	39	03/20/17	Order of Dismissal Without Prejudice
23	Docket for <i>NCSLT 2006-3 v. Sarah K. Douglass</i> , King County Superior Court, cause no. 17-2-10604-6		

3. Snohomish County Superior Court, cause no. 15-2-04465-4

Ex. #	State Docket #	Filing Date	Document Description
24	Court Docket for <i>NCSLT 2006-3 v. Tony Kim</i> , Snohomish County Superior Court, cause no. 15-2-04465-4.		
25	2	06/15/15	Complaint for Monies Due
26	3	06/15/15	Affidavit of Service
27	4	06/15/15	Answer to Complaint
28	5	10/28/15	Notice of Appearance
29	7	12/17/15	Amended Answer
30	8	04/25/18	Clerk's Notice of Dismissal
31	9	07/10/18	Order of Dismissal

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1 **4. Snohomish County Superior Court, cause no. 15-2-03144-7.**

2	Ex. #	State Docket #	Filing Date	Document Description
3				
4	32			Docket for <i>NCSLT 2006-3 v. Tony Kim</i> , Snohomish County Superior Court, cause no.
5				15-2-03144-7.
6	33	2	04/02/15	Complaint for Monies Due
7	34	3	04/02/15	Declaration of Service
8	35	4	04/02/15	Motion for Default
9	36	4	04/02/15	Affidavit and Verification of Account
10	37	5	04/02/15	Order of Default and Default Judgment
11	38	16	10/28/15	Notice of Appearance
12	39	17	10/28/15	Motion to Vacate Default Judgment
13	40	18	10/28/15	Declaration of Daria Kim
14	41	22	11/03/15	Declaration of Marco Ruisla
15	42	24	11/03/15	Opposition to Defendant's Motion to Vacate
16	43	29	11/30/15	Reply on Motion to Vacate
17	44	32	12/01/15	Order Vacating Default Judgment
18	45	33	12/17/15	Answer to Complaint
19	46	35	07/10/18	Order of Dismissal
20	47			<i>NCSLT 2007-4 v. Kim</i> , Snohomish County Superior Court, cause no.15-2-04014-4.
21	48			<i>NCSLT 2005-2 v. Kim</i> , Snohomish County Superior Court, cause no. 15-2-03146-3.
22	49			<i>NCSLT 2006-1 v. Kim</i> , Snohomish County Superior Court, cause no. 15-2-04015-2.
23	50			<i>NCSLT 2005-3 v. Kim</i> , Snohomish County Superior Court, cause no. 15-2-04016-1.

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1 **5. Delaware Litigation.**

2 51 Docket in United States District Court for the District of Delaware, Case No. 1:17-cv-
3 01323-GMS

4
5 I declare under the penalty of perjury under the laws of the United States of America
6 that the foregoing is true and correct to the best of my knowledge.

7 Executed in Seattle, WA on this 4th day of September, 2018.

8 LEE SMART, P.S., INC.

9 By: /s Marc Rosenberg

10 Marc Rosenberg, WSBA No. 31034
11 Of Attorneys for Defendants
12 Patenaude and Felix, A.P.C., and
13 Matthew Cheung

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CERTIFICATE OF SERVICE

I hereby certify that on the date provided at the signature below, I electronically filed the preceding document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following individuals:

Mr. Sam Leonard sam@seattledebtddefense.com
Ms. Christina L. Henry chenry@hdm-legal.com
Mr. Guy W. Beckett gbeckett@beckettllaw.com
Ms. Amanda Martin amanda@nwclc.org
Mr. Damian P. Richard drichard@sessions-law.biz

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct, to the best of my knowledge.

Dated this 4th day of September, 2018 at Seattle, Washington.

LEE SMART, P.S., INC.

By: /s/ Marc Rosenberg

Marc Rosenberg, WSBA No. 31034
Of Attorneys for Defendant
Patenaude and Felix, A.P.C., and
Matthew Cheung

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